

TO ALL PARTIES AND THEIR ATTORNEYS OF RECORD:

WHEREAS, plaintiff Charles Bruen ("Plaintiff"), on behalf of himself and all others similarly situated, filed the Complaint for Breach of Fiduciary Duties and Violation of Federal Securities Laws (the "Complaint") in the above-captioned action challenging the proposed acquisition of Copano Energy, L.L.C. ("Copano") by Kinder Morgan Energy Partners, L.P., Kinder Morgan G.P., Inc., and Javelina Merger Sub LLC, on February 28, 2013 (the "Action") (Dkt. No. 1);

WHEREAS, no class of Copano shareholders has been certified, and thus, the dismissal of the Action will not prejudice the interests of other Company shareholders; and

WHEREAS, no defendant in this Action has answered the Complaint or filed for summary judgment.

NOW, THEREFORE, NOTICE IS HEREBY GIVEN that, pursuant to Rule 41(a)(1)(A)(i) of the Federal Rules of Civil Procedure, Plaintiff voluntarily dismisses the Action without prejudice and all claims asserted therein against each and every one of the defendants.

DATED: May 13, 2013

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CERTIFICATE OF SERVICE

I hereby certify that on May 13, 2013, a true and correct copy of the foregoing document was filed with the clerk of the court for the U.S. District Court, using the electronic case filing system of the court. The electronic case filing system sent a Notice of Electronic Filing to the following who are ECF registered participants.

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I hereby certify that I have served by U.S. MAIL the foregoing document to the following who are not ECF registered participants.

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